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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/768,360	01/25/2001	Yoshinobu Nakamura	122.1431	3644

21171 7590 03/29/2005

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WASHINGTON, DC 20005

EXAMINER

LEE, CHRISTOPHER E

ART UNIT	PAPER NUMBER
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2112

DATE MAILED: 03/29/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

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Advisory Action Before the Filing of an Appeal Brief	Application No. 09/768,360	Applicant(s) NAKAMURA, YOSHINOBU	
	Examiner Christopher E. Lee	Art Unit 2112	

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED 14 March 2005 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE.

1. ☒ The reply was filed after a final rejection, but prior to filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 41.31; or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. The reply must be filed within one of the following time periods:

- a) ☒ The period for reply expires 3 months from the mailing date of the final rejection.
- b) ☐ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection.

Examiner Note: If box 1 is checked, check either box (a) or (b). ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

NOTICE OF APPEAL

2. ☐ The reply was filed after the date of filing a Notice of Appeal, but prior to the date of filing an appeal brief. The Notice of Appeal was filed on _____. A brief in compliance with 37 CFR 41.37 must be filed within two months of the date of filing the Notice of Appeal (37 CFR 41.37(a)), or any extension thereof (37 CFR 41.37(e)), to avoid dismissal of the appeal. Since a Notice of Appeal has been filed, any reply must be filed within the time period set forth in 37 CFR 41.37(a).

AMENDMENTS

3. ☐ The proposed amendment(s) filed after a final rejection, but prior to the date of filing a brief, will not be entered because
- (a) ☐ They raise new issues that would require further consideration and/or search (see NOTE below);
- (b) ☐ They raise the issue of new matter (see NOTE below);
- (c) ☐ They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or
- (d) ☐ They present additional claims without canceling a corresponding number of finally rejected claims.

NOTE: _____. (See 37 CFR 1.116 and 41.33(a)).

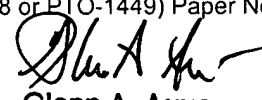
4. ☐ The amendments are not in compliance with 37 CFR 1.121. See attached Notice of Non-Compliant Amendment (PTOL-324).
5. ☐ Applicant's reply has overcome the following rejection(s): _____.
6. ☐ Newly proposed or amended claim(s) _____ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).
7. ☒ For purposes of appeal, the proposed amendment(s): a) ☒ will not be entered, or b) ☐ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.
- The status of the claim(s) is (or will be) as follows:
- Claim(s) allowed: _____.
- Claim(s) objected to: _____.
- Claim(s) rejected: 1-8.
- Claim(s) withdrawn from consideration: _____.


AFFIDAVIT OR OTHER EVIDENCE

8. ☐ The affidavit or other evidence filed after a final action, but before or on the date of filing a Notice of Appeal will not be entered because applicant failed to provide a showing of good and sufficient reasons why the affidavit or other evidence is necessary and was not earlier presented. See 37 CFR 1.116(e).
9. ☐ The affidavit or other evidence filed after the date of filing a Notice of Appeal, but prior to the date of filing a brief, will not be entered because the affidavit or other evidence failed to overcome all rejections under appeal and/or appellant fails to provide a showing a good and sufficient reasons why it is necessary and was not earlier presented. See 37 CFR 41.33(d)(1).
10. ☐ The affidavit or other evidence is entered. An explanation of the status of the claims after entry is below or attached.

REQUEST FOR RECONSIDERATION/OTHER

11. ☒ The request for reconsideration has been considered but does NOT place the application in condition for allowance because:
See Continuation Sheet.
12. ☐ Note the attached Information Disclosure Statement(s). (PTO/SB/08 or PTO-1449) Paper No(s). _____
13. ☐ Other: _____.


 Glenn A. Auve
 Primary Patent Examiner
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Continuation of 11. does NOT place the application in condition for allowance because:

In response to the Applicant's argument with respect to "Applicant respectfully submits that the claims of the present invention are not anticipated by Berglund, as Berglund does not disclose each and every feature of the claims. ... In particular, in the system of the present invention, when the property information read from the peripheral does not match the property information stored in the unit manager, the system stores both the property information read and the new address information. In contrast, in Berglund, if a part number of a subsystem does not match a part number stored in a table (indication of a new device), either the IPL (initialization) is terminated and an error message is posted, or the IPL is paused while service personnel replace the required labeling if a labeling change is required. Otherwise, if no label change is required, the new part number is written into a table. Unlike the present invention, however, Berglund does not disclose storing address information. See Berglund, column 11, lines 10-11 through line 32. Applicants submit that merely writing a part number into a table is not tantamount to storing new address information. ..." on the Response page 6, line 33 through page 7, line 16, the Examiner respectfully disagrees.

Essentially, the Applicant argues that Berglund does not disclose storing address information.

The Applicant recites the limitation "when the property information read does not coincide with the property information stored in the peripheral unit manager, storing the property information read and the new address information of the one of the peripheral units" in lines 13-15 of the exemplary claim 1, which is suggested by Berglund, such that "when a device PART # (i.e., property information read) does not coincide with PART # in the table A (i.e., property information stored) in a maintaining system, i.e., OS, SP and SPCN (i.e., peripheral unit manager; a different part number from the part number in the reference table is detected at the known hardwired address), storing said device PART # (i.e., property information read; See Berglund, col. 11, lines 15-25) and new HARDWIRED ADDR (i.e., address information) of said device (i.e., one of said peripheral units), actually, Table B containing the updated information about the new device associated the new part number is renamed Table A and subsequently used in place of the previous Table A means said new HARDWIRED ADDR is also stored into Table A (See Berglund, col. 11, lines 51-62)".

Therefore, in contrary to the Applicant's essential argument, Berglund inherently suggests storing address information into Table A by way of the name changing process from Table B to Table A.

Thus, the Applicant's argument on this point is not persuasive.